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10
11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION
14

15 **AN DUY NGUYEN,**

Petitioner,

17 v.

18 **MIKE EVANS, Warden,**

19 Respondent.

C 07-3979 SI (PR)

**EX PARTE APPLICATION
FOR EXTENSION OF TIME**

20
21 Pursuant to Civil L. R. 7-8 and 7-11, respondent requests a 60-day extension of time, to
22 and including January 22, 2008, within which to answer the petition in this case. This application
23 is based on the file in this case and the attached declaration of Jeremy Friedlander. Petitioner is an
24 incarcerated prisoner who is not represented by counsel.

25 Respondent has not previously requested an extension of time to answer the petition.

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1 Dated: November 19, 2007

2 Respectfully submitted,

3 EDMUND G. BROWN JR.
Attorney General of the State of California

4 DANE R. GILLETTE
Chief Assistant Attorney General

5 GERALD A. ENGLER
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8
9 /s/ Jeremy Friedlander

10 JEREMY FRIEDLANDER
11 Deputy Attorney General
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DECLARATION OF SERVICE BY U.S. MAIL

Case Name: *Nguyen v. Evans*

No.: **C 07-3979 SI (PR)**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On November 20, 2007, I served the attached **1. EX PARTE APPLICATION FOR EXTENSION OF TIME; 2. DECLARATION OF JEREMY FRIEDLANDER; and 3. [PROPOSED] ORDER** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

An Duy Nguyen
V-68985
Salinas Valley State Prison
P.O. Box 1050
Soledad, CA 93960-1060

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on November 20, 2007, at San Francisco, California.

E. Rios

Declarant

E. Rios

Signature